

1 James I. Stang, Esq. (CA Bar No. 94435)
 2 Shirley S. Cho, Esq. (CA Bar No. 192616)
 3 Werner Disse, Esq. (CA Bar No. 143458)
 4 PACHULSKI STANG ZIEHL & JONES LLP
 5 10100 Santa Monica Blvd., 11th Floor
 6 Los Angeles, California 90067-4100
 7 Telephone: 310/277-6910
 8 Facsimile: 310/201-0760
 9 Email: jstang@pszjlaw.com
 10 scho@pszjlaw.com
 11 wdisse@pszjlaw.com

E-File: November 30, 2009

12 Zachariah Larson, Esq. (NV Bar No. 7787)
 13 LARSON & STEPHENS
 14 810 S. Casino Center Blvd., Ste. 104
 15 Las Vegas, NV 89101
 16 Telephone: 702/382.1170
 17 Facsimile: 702/382.1169
 18 Email: zlarson@lslawnv.com

19 Attorneys for Debtors and
 20 Debtors in Possession

21
UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

22 In re:

23 Case No.: BK-S-09-14814-LBR
 24 (Jointly Administered)

25 THE RHODES COMPANIES, LLC, aka
 26 "Rhodes Homes, et al.,"
 27

28 Chapter 11

Debtors.

29
 30
 31 ¹ The Debtors in these cases, along with their case numbers are: Heritage Land Company, LLC (Case No. 09-
 32 14778); The Rhodes Companies, LLC (Case No. 09-14814); Tribes Holdings, LLC (Case No. 09-14817);
 33 Apache Framing, LLC (Case No. 09-14818); Geronimo Plumbing LLC (Case No. 09-14820); Gung-Ho
 34 Concrete LLC (Case No. 09-14822); Bravo, Inc. (Case No. 09-14825); Elkhorn Partners, A Nevada Limited
 35 Partnership (Case No. 09-14828); Six Feathers Holdings, LLC (Case No. 09-14833); Elkhorn Investments, Inc.
 36 (Case No. 09-14837); Jarupa, LLC (Case No. 09-14839); Rhodes Realty, Inc. (Case No. 09-14841); C & J
 37 Holdings, Inc. (Case No. 09-14843); Rhodes Ranch General Partnership (Case No. 09-14844); Rhodes Design
 38 and Development Corporation (Case No. 09-14846); Parcel 20, LLC (Case No. 09-14848); Tuscany
 39 Acquisitions IV, LLC (Case No. 09-14849); Tuscany Acquisitions III, LLC (Case No. 09-14850); Tuscany
 40 Acquisitions II, LLC (Case No. 09-14852); Tuscany Acquisitions, LLC (Case No. 09-14853); Rhodes Ranch
 41 Golf Country Club, LLC (Case No. 09-14854); Overflow, LP (Case No. 09-14856); Wallboard, LP (Case No.
 42 09-14858); Jackknife, LP (Case No. 09-14860); Batcave, LP (Case No. 09-14861); Chalkline, LP (Case No. 09-
 43 14862); Glynda, LP (Case No. 09-14865); Tick, LP (Case No. 09-14866); Rhodes Arizona Properties, LLC
 44 (Case No. 09-14868); Rhodes Homes Arizona, L.L.C. (Case No. 09-14882); Tuscany Golf Country Club, LLC
 45 (Case No. 09-14884); and Pinnacle Grading, LLC (Case No. 09-14887).

1 Affects:

2 All Debtors
2 Affects the following Debtor(s)
3 The Rhodes Companies, LLC 09-14814
4

5 LBR

6 **NOTICE OF ENTRY OF ORDER**

7 **TO: ALL INTERESTED PARTIES:**

8 YOU ARE HEREBY NOTICED that an **ORDER SUSTAINING DEBTORS'**
9 **OBJECTION TO CLAIM FILED BY MATTHEW LEWIS ON BEHALF OF IOVINO**
10 **MASONRY PURSUANT TO SECTION 502(b) OF THE BANKRUPTCY CODE, AND**
11 **BANKRUPTCY RULES 3003 AND 3007 [DOCKET NO. 584]** was entered on November 30,
12 2009. A copy of the Order is attached hereto.

13 **DATED** this 30th day of November, 2009.

14 **LARSON & STEPHENS**

15 /s/ Zachariah Larson, Esq.
16 Zachariah Larson, Bar No. 7787
17 Kyle O. Stephens, Bar No. 7928
18 810 S. Casino Center Blvd., Suite 104
19 Las Vegas, NV 89101
20 Attorneys for Debtor

Case 09-14814-lbr Doc 792 Entered 11/30/09 09:56:50 Page 1 of 4



Entered on Docket
November 30, 2009

Hon. Linda B. Riegle
United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re:

THE RHODES COMPANIES, LLC, aka
"Rhodes Homes," et al.¹

Debtors.

Case No.: BK-S-09-14814-LBR
(Jointly Administered)

Chapter 11

Affects:

All Debtors

Affects the following Debtor(s):

The Rhodes Companies, LLC 09-14814
LBR

Hearing Date: November 16, 2009

Hearing Time: 1:30 p.m.

Courtroom 1

**ORDER SUSTAINING DEBTORS' OBJECTION TO CLAIM FILED BY
MATTHEW LEWIS ON BEHALF OF IOVINO MASONRY PURSUANT TO
SECTION 502(b) OF THE BANKRUPTCY CODE AND
BANKRUPTCY RULES 3003 AND 3007 [DOCKET NO. 584]**

¹ The Debtors in these cases, along with their case numbers are: Heritage Land Company, LLC (Case No. 09-14778); The Rhodes Companies, LLC (Case No. 09-14814); Tribes Holdings, LLC (Case No. 09-14817); Apache Framing, LLC (Case No. 09-14818); Geronimo Plumbing LLC (Case No. 09-14820); Gung-Ho Concrete LLC (Case No. 09-14822); Bravo, Inc. (Case No. 09-14825); Elkhorn Partners, A Nevada Limited Partnership (Case No. 09-14828); Six Feathers Holdings, LLC (Case No. 09-14833); Elkhorn Investments, Inc. (Case No. 09-14837); Jarupa, LLC (Case No. 09-14839); Rhodes Realty, Inc. (Case No. 09-14841); C & J Holdings, Inc. (Case No. 09-14843); Rhodes Ranch General Partnership (Case No. 09-14844); Rhodes Design and Development Corporation (Case No. 09-14846); Parcel 20, LLC (Case No. 09-14848); Tuscany Acquisitions IV, LLC (Case No. 09-14849); Tuscany Acquisitions III, LLC (Case No. 09-14850); Tuscany Acquisitions II, LLC (Case No. 09-14852); Tuscany Acquisitions, LLC (Case No. 09-14853); Rhodes Ranch Golf and Country Club, LLC (Case No. 09-14854); Overflow, LP (Case No. 09-14856); Wallboard, LP (Case No. 09-14858); Jackknife, LP (Case No. 09-14860); Batcave, LP (Case No. 09-14861); Chalkline, LP (Case No. 09-14862); Glynda, LP (Case No. 09-14865); Tick, LP (Case No. 09-14866); Rhodes Arizona Properties, LLC (Case No. 09-14868); Rhodes Homes Arizona, L.L.C. (Case No. 09-14882); Tuscany Golf Country Club, LLC (Case No. 09-14884); and Pinnacle Grading, LLC (Case No. 09-14887).

Case 09-14814-lbr Doc 792 Entered 11/30/09 09:56:50 Page 2 of 4

1 Upon consideration of *Debtors' Objection to Claim Filed by Matthew Lewis on Behalf of*
 2 *Iovino Masonry Pursuant to Section 502(b) of the Bankruptcy Code and Bankruptcy Rules 3003*
 3 *and 3007* [Docket No. 584] (the "Objection"),² filed by the above-captioned debtors and debtors
 4 in possession (collectively, the "Debtors"), requesting that the Court enter an order disallowing
 5 and expunging in full the disputed claim; and the Court having jurisdiction to consider the
 6 Objection and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334; and the relief
 7 requested therein being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being
 8 proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and the Court having reviewed
 9 the Objection; the Court hereby finds and determines that, pursuant to Rule 3007 of the Federal
 10 Rules of Bankruptcy Procedure, due and proper notice has been provided to the holder of the
 11 claim attached to the letter in Exhibit A to the Objection and all other parties entitled to notice;
 12 and no other or further notice is necessary; and the relief requested in the Objection is in the best
 13 interests of the Debtors, their estates and creditors; and that the legal and factual bases set forth
 14 in the Objection establishes just cause for the relief requested therein; therefore

15 IT IS HEREBY ORDERED THAT:

16 1. Claim number 56 of Iovino Masonry in the amount of \$1,050.80 filed against
 17 The Rhodes Companies, LLC, is hereby disallowed and expunged in full.

18 2. This Court shall retain jurisdiction to hear and determine all matters arising from
 19 the implementation of this Order.

20 APPROVED/DISAPPROVED:

21 DATED this ___ day of November 2009.

22 By: Edward M. McDowell

23 UNITED STATES TRUSTEE
 24 August B. Landis
 25 Office of the United States Trustee
 26 300 Las Vegas Blvd. S., Ste. 4300
 27 Las Vegas, NV 89101

28 ² Capitalized terms used but not defined herein shall have the meanings ascribed to them in the Objection.

Case 09-14814-lbr Doc 792 Entered 11/30/09 09:56:50 Page 3 of 4

1 Submitted by:
2

3 DATED this 16th day of November 2009.
4

5 By: /s/ Zachariah Larson
6

7 LARSON & STEPHENS
8

9 Zachariah Larson, Esq. (NV Bar No 7787)
10

11 Kyle O. Stephens, Esq. (NV Bar No. 7928)
12

13 810 S. Casino Center Blvd., Ste. 104
14

15 Las Vegas, NV 89101
16

17 (702) 382-1170 (Telephone)
18

19 (702) 382-1169 (Facsimile)
20

21 zlarson@lslawnv.com
22

23 *Attorneys for Debtors*
24

25 **LARSON & STEPHENS**
26 810 S. Casino Center Blvd., Suite 104
27 Las Vegas, Nevada 89101
28 Tel: (702) 382-1170 Fax: (702) 382-1169

Case 09-14814-lbr Doc 792 Entered 11/30/09 09:56:50 Page 4 of 4

1 **LR 9021 Certification**
2

3 In accordance with LR 9021, counsel submitting this document certifies as follows (check one):
4

5 The court has waived the requirement of approval under LR 9021.
6

7 No parties appeared or filed written objections, and there is no trustee appointed in the case.
8

9 I have delivered a copy of this proposed order to all counsel who appeared at the hearing,
10 any unrepresented parties who appeared at the hearing, and any trustee appointed in this case,
11 and each has approved or disapproved the order, or failed to respond, as indicated below.
12

13 Submitted by:
14 DATED this 16th day of November 2009.

15 By: /s/ Zachariah Larson

16 LARSON & STEPHENS
17 Zachariah Larson, Esq. (NV Bar No 7787)
18 Kyle O. Stephens, Esq. (NV Bar No. 7928)
19 810 S. Casino Center Blvd., Ste. 104
20 Las Vegas, NV 89101
21 (702) 382-1170 (Telephone)
22 (702) 382-1169
23 zlarson@lslawnv.com
24 Attorneys for Debtors
25
26
27
28